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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants:	Jeoff M. KRONTZ and Christopher D. McBRIDE	§	Group Art Unit:	2841
		§		
Serial No.:	09/966,649	§	Examiner:	
		§		
Filed:	September 28, 2001	§	Atty. Docket No.:	1662-34100
		§		
For:	Topology For Flexible And Precise Signal Timing Adjustment	§	Client Ref. No.:	P00-3058
		§		

**PETITION AND FEE FOR FILING BY ONE JOINT INVENTOR  
WHEN ANOTHER JOINT INVENTOR REFUSES TO SIGN (37 CFR 1.47(a))**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Att'y. Docket No. 1662-34100  
Client Ref. No. P-00-3058  
Date: January 23, 2002

Sir:

Pursuant to 37 CFR 1.47(a), and in response to the Notice of Missing Parts dated October 24, 2001, the Applicant hereby petitions to have the Declaration attached hereto as Appendix A accepted as being made by Jeoff M. Krontz, joint inventor on his own behalf, and on behalf of inventor Christopher D. McBride, who has expressly refused to sign.

**A. Last Known Addresses of the Inventor Refusing to Sign, Christopher D. McBride**

Christopher D. McBride  
11500 Jollyville Rd., #3111  
Austin, Texas 78759

**B. Identification of Person Making this Statement of Facts**

Mark E. Scott  
PTO Reg. No. 43,100  
Conley, Rose & Tayon, PC  
P.O. Box 3276  
Houston, TX 77253-3276

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**C. Statement of Pertinent Facts as Required by 37 CFR 1.47(a)**

1. The inventor refusing to sign, Christopher D. McBride, was an employee of Compaq Computer Corporation at the time of commissioning the patent application. Between the commissioning of the application and review of the first draft, Mr. McBride's employment with Compaq Computer Corporation ended, and he then relocated to the Austin, Texas, area.

2. Mr. McBride was provided a copy of the initial draft of the application by electronic mail dated January 22, 2001, a copy of which is included in Appendix B.

3. Mr. McBride reviewed the application and approved of its contents, as noted in the copy of the electronic mail message in Appendix B.

4. Mr. McBride was provided with a final draft of the application, along with an Assignment and Declaration, by Federal Express delivery, cover letter dated September 21, 2001. A copy of the cover letter as well as the Federal Express tracking information is included herewith in Appendix C. After a period of inactivity, Mr. McBride was again contacted by electronic mail inquiring as to why he had not signed the paperwork. A copy of this inquiry is included as Appendix D.

5. By electronic mail dated November 27, 2001, Mr. McBride denied receiving the first packet of information containing the final draft of the application, as well as the Declaration, and requested that documentation be sent again. The electronic mail message is included herewith in Appendix E.

6. By cover letter dated November 28, 2001, Mr. McBride was again provided the Assignment and Declaration. The cover letter dated November 28, 2001, as well as the Federal

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Express tracking information and corresponding documentation regarding delivery of the package are included herewith in Appendix F.

7. By electronic mail dated January 18, 2002, a copy of which is included herewith in Exhibit G, Mr. McBride expressly refused to sign the Declaration.

**D. Conclusion.**

Applicant therefore respectfully submits that the included Declaration signed by Jeoff M. Krantz on his own behalf, and on behalf of Christopher D. McBride, be accepted in this application under 37 CFR 1.47(a).

If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Conley, Rose & Tayon, P.C. Deposit Account Number 03-2769/1662-34100MES.

Respectfully submitted,



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